



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Roback, et al.

Serial No.: **10/602,981**

Filed: **June 24, 2003**

For: **Immunological Assay System and Method**

Confirmation No.: **2039**

Group Art Unit: **1743**

Examiner: **Cross, L.I.**

Docket No. **50508-1031**

RESPONSE TO FIRST OFFICE ACTION (WITH AMENDMENTS)

Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Sir:

The outstanding non-final Office Action mailed **December 21, 2004** (Paper No. 20041206) has been carefully considered. In response thereto, please enter the following amendments in which claims 1, 3, 5, 7-8, 15, 23, and 39 are amended; and claims 6, 9, 14, and 34 are canceled. Claims 1-5, 7-8, 10-13, 15-33 and 35-46 are now pending in the present application. Reconsideration and allowance of the application and presently pending claims, as amended, are respectfully requested.

AUTHORIZATION TO DEBIT ACCOUNT

It is believed that no extensions of time or fees for net addition of claims are required, beyond those that may otherwise be provided for in documents accompanying this paper. However, in the event that additional extensions of time are necessary to allow consideration of this paper, such extensions are hereby petitioned under 37 C.F.R. § 1.136(a), and any fees required therefor (including fees for net addition of claims) are hereby authorized to be charged to deposit account no. 20-0778.



CERTIFICATE OF MAILING

I hereby certify that the below listed items are being deposited with the U.S. Postal Service as first class mail in an envelope addressed to:

**Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450**

on APRIL 13, 2005.

J. Pomonis
Jennifer Pomonis

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The following is a list of documents enclosed:

Return Postcard
Response to Notice of Non-Compliant Amendment
Response filed March 21, 2005 with corrected claim 4;
Certificate of Mailing.

Further, the Commissioner is authorized to charge Deposit Account No. 20-0778 for any additional fees required. The Commissioner is requested to credit any excess fee paid to Deposit Account No. 20-0778.